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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: SCOTT E. MOORE *ET AL.*

APPLICATION NO.: 10/090,869

FILED: MARCH 4, 2002

FOR: **METHODS AND APPARATUS FOR
ELECTROCHEMICAL-MECHANICAL
PROCESSING OF
MICROELECTRONIC WORKPIECES**

EXAMINER: TO BE ASSIGNED

ART UNIT: 7141

CONF. NO: 5296

**Petition to Revive Unintentionally Abandoned
Application under 37 C.F.R. § 1.137(b)**

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. Petition

The applicant hereby petitions for revival of the above-identified application, which apparently became abandoned on April 15, 2003 for failure to timely notify the Office of the filing of an International Application.

2. Reply Under 37 C.F.R. § 1.137(c)

An International Application was filed with the Receiving Office of the United States Patent and Trademark Office on February 28, 2003. A Request to Rescind Previous Nonpublication request was filed on March 4, 2003.

3. Fee Under 37 C.F.R. § 1.137(b)(2)

Enclosed is a check covering the fee of \$1300.00 under 37 C.F.R. § 1.17(m).

4. Statement Under 37 C.F.R. § 1.137(b)(3)

The entire delay in filing the required notice of filing of an International Application from the due date for providing the notice until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional.

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OFFICE OF PETITIONS

5. Duration of Abandonment (1203 OG 86-87, Oct. 21, 1997)

- ☒ This petition is being filed before receipt of a Notice of Abandonment. Under current USPTO practice, further information regarding the abandonment is not required.
- ☐ This petition is being filed within 3 months of the date on which the applicant was first notified of the abandonment by a Notice of Abandonment mailed . Under current USPTO practice, further information regarding the abandonment is not required.
- ☐ This petition is being filed more than 3 months after the applicant was first notified of the abandonment, but within 1 year of the date of abandonment. Attached hereto is a statement by explaining how the abandonment occurred and how it was unintentional.
- ☐ This petition is being filed more than 1 year after the apparent date of abandonment. Attached hereto is a statement by explaining when the applicant or applicant's representative first became aware of the abandonment and how the delay in discovering the abandoned status occurred despite the exercise of due care or diligence on the part of the applicant or the applicant's representative.

6. Terminal Disclaimer under 37 C.F.R. § 1.137(b)(4) and (c)

- ☒ Since this application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ Since this application was filed before June 8, 1995, a terminal disclaimer is enclosed dedicating to the public a terminal part of the term of any patent granted hereon, and of any patent granted on a continuing application hereof, equivalent to the period of abandonment of this application.

7. Additional Fees

- ☒ Please charge any underpayment in fees for timely consideration of this Petition to Deposit Account No. 50-0665.

Respectfully submitted,
Perkins Coie LLP

Date: May 12, 2003

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